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PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)
(Case No. 05-370)**

In the Application of:)
)
Garoff et al.)
)
U.S. Application No.: 10/536,523)
International Appln No. PCT/EP2002/014463)
)
International Filing Date: December 18, 2002)
)
For: Method for the Preparation of Olefin Polymerization)
Catalyst Support and an Olefin Polymerization)
Catalyst)

**RESPONSE TO THE NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371**

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

In response to the notification mailed September 30, 2005, enclosed please find a Declaration and Power of Attorney in compliance with 37 CFR 1.497(a) and (b).

The notification indicates that a \$130 surcharge for late submission of the oath or declaration is also due. Please note that the \$130 was paid on May 25, 2005, at the time the application was filed. In the fee calculation section of transmittal form PTO-1390, the \$130 was mistakenly entered as a "processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date". Since the PCT application was originally filed in English, no translation is needed and this is an obvious error. The \$130 should have been entered as a "surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date". Therefore, no additional fee is due at this time. If it is

Adjustment date: 12/02/2005 GFREY1
06/01/2005 GFREY1 00000079 10536523
05-FC:1618 =130.00 OP

12/02/2005 GFREY1 00000125 10536523

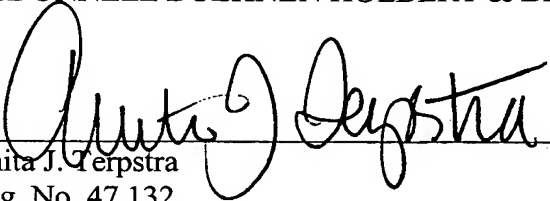
01 FC:1617

130.00 OP

determined that a fee of \$130.00 is still due, please charge the amount of \$130.00 to Deposit Account **13-2490**. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
McDONNELL BOEHNEN HULBERT & BERGHOFF LLP

By:


Anita J. Terpstra
Reg. No. 47,132

Date: November 30, 2005

McDONNELL BOEHNEN
HULBERT & BERGHOFF LLP
300 South Wacker Drive
Chicago, Illinois 60606
(312) 913-0001

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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(Case No. 05-370)

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Catalyst)

TRANSMITTAL LETTER

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

In regard to the above-identified application:

1. We are transmitting herewith the attached
 - a. Response to Notification of Missing Requirements
 - b. Copy of Notification of Missing Requirements
 - c. Executed copy of Oath or Declaration (4 pages)
 - d. Return Receipt Postcard
2. With respect to additional fees:

No fee is due at this time. Please charge any deficiency in the amount due, or credit any overpayment, to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
3. **CERTIFICATE UNDER 37 C.F.R. 1.10:** The undersigned hereby certifies that this Transmittal Letter and the papers, as described in paragraph 1 hereinabove, are being deposited in the United States Postal Service, as Express mail, mailing number **EV723816958US** in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 30th day of November, 2005.

Respectfully submitted,
McDONNELL BOEHNEN HULBERT & BERGHOFF LLP

By:

Anita J. Terpstra
Reg. No. 47,132



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

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|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/536,523 | Thomas Garoff | 05-370 |

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|-------------------------------|
| INTERNATIONAL APPLICATION NO. |
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PCT/EP02/14463

| | |
|------------------|---------------|
| I.A. FILING DATE | PRIORITY DATE |
|------------------|---------------|

12/18/2002

CONFIRMATION NO. 9469

371 FORMALITIES LETTER



OC000000017141276

20306
MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP
300 S. WACKER DRIVE
32ND FLOOR
CHICAGO, IL 60606

Date Mailed: 09/30/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/25/2005
- Copy of the International Search Report filed on 05/25/2005
- Copy of IPE Report filed on 05/25/2005
- Preliminary Amendments filed on 05/25/2005
- Information Disclosure Statements filed on 07/07/2005
- U.S. Basic National Fees filed on 05/25/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

DOCKET, LLP

OCT 04 2005

DUE DATE 11-30-05
BY:

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/536,523 | PCT/EP02/14463 | 05-370 |